

CERTIFIED MAIL - RETURN RECEIPT REQUESTED NO. _____

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH AND ADDICTION SERVICES
BUREAU OF HEALTH SYSTEM REGULATION
DIVISION OF MEDICAL QUALITY ASSURANCE

*Rec'd
12/15/93*

In re: Andrew Manesis, D.V.M.
40 Shadow Lane
New Canaan, CT 06840

Petition No. 930922-47-026

CONSENT ORDER

Andrew Manesis, D.V.M. (hereinafter "respondent"), of New Canaan, Connecticut, has been issued license number 002120 to practice veterinary medicine by the Connecticut Department of Public Health and Addiction Services (hereinafter "the Department") pursuant to Chapter 384 of the General Statutes of Connecticut, as amended.

On or about January 15, 1993, the New York State Education Department, Division of Professional Licensing Services, and the New York Board of Regents entered an Order (a certified copy of which is attached hereto, marked as Exhibit "A" and incorporated herein by this reference) in Calendar No. 1284 imposing professional discipline against the New York veterinary license of Andrew Manesis, D.V.M. That action was based upon respondent's admitted professional misconduct consisting of negligence on more than one occasion (i.e., failing to record physical findings and temperature in a patient record, and failing to place identifying information on an x-ray). Such discipline includes a Censure and Reprimand, and a \$1,500 fine.

The Department has received a copy of said Order of the New York State Education Department and the Board of Regents, and has instituted this action affecting respondent's Connecticut veterinary license based solely upon the facts admitted by respondent in the course of the New York proceeding.

Respondent wishes to resolve this case without the need for a formal contested hearing. He therefore stipulates and agrees as follows:

1. Respondent hereby admits the facts set forth in Exhibit A which formed the basis for New York's disciplinary action against him.
2. By his conduct as set forth in paragraph 1 above, respondent has violated the provisions of §20-202 of the General Statutes of Connecticut by failing to conform to the accepted standards of his profession.
3. Respondent is not presently practicing veterinary medicine in Connecticut.

NOW THEREFORE, pursuant to §19a-17 and §20-212 of the General Statutes of Connecticut, Andrew Mansis, D.V.M., hereby stipulates and agrees to the following:

1. Respondent hereby waives his right to a hearing on the merits of this matter.
2. ~~Respondent shall pay a civil penalty of \$2,000 within thirty (30) days of the effective date of this Consent Order in the form of a certified or cashier's check made payable to "Treasurer, State of Connecticut".~~
3. ~~Respondent shall pay a civil penalty of \$2,000 within thirty (30) days of the effective date of this Consent Order in the form of a certified or cashier's check made payable to "Treasurer, State of Connecticut".~~

4. Respondent understands ~~that~~ this Consent Order may be considered ~~as~~ evidence of the above admitted violations in any proceeding before the ~~Connecticut~~ Board of Veterinary Medicine (~~hereinafter~~ "the Board") in which his ~~compliance~~ with §20-202 of the General Statutes of Connecticut, as amended, is ~~at issue~~.
5. This Consent Order and ~~terms~~ set forth herein are not subject ~~to~~ reconsideration, collateral attack or judicial review under ~~any~~ form or in any forum. Further, this ~~Consent~~ Order is not subject to appeal ~~or~~ review under the provisions of Chapters 54 or 368a of the General Statutes of Connecticut, provided ~~that~~ this stipulation shall not deprive respondent of ~~any~~ other rights that he ~~may~~ have under ~~the~~ laws of the State of Connecticut ~~or~~ of the United States.
6. This Consent Order is a ~~revocable~~ offer of settlement which ~~may~~ be ~~modified~~ by mutual ~~agreement~~ or withdrawn by the Department at any time ~~prior to~~ its being executed ~~by~~ the last signatory.
7. Respondent hereby ~~authorizes~~ a representative of the Public Health ~~Hearing~~ Office ~~of~~ the Division ~~of~~ Medical Quality Assurance of the ~~Department~~ to present ~~this~~ Consent Order and the factual basis for said ~~Consent~~ Order to the Board. ~~He~~ understands ~~that~~ the Board has complete and final ~~discretion~~ as to whether ~~or~~ not an executed Consent Order is approved or granted.
8. Respondent has consulted ~~with~~ an attorney prior to signing ~~this~~ document.
9. Respondent understands ~~that~~ this Consent Order is a matter of ~~public~~ record.
10. This ~~Consent~~ Order shall become effective on the day it is ordered ~~and~~ accepted by the ~~Board~~.

I, Andrew Mansis, D.V.M., have read the above Consent Order, and I agree and ~~mit~~ to the terms and allegations set forth therein. I further declare the execution of this Consent Order to be my free act and deed.

Andrew Mansis, D.V.M.
Andrew Mansis, D.V.M.

Subscribed and sworn to before me this 9th day of November 1993

KENNETH F. [unclear]
Notary Public, State of New York
No. 41-628 [unclear]
Qualified in Queens County
Commission Expires [unclear] 1994

[Signature]
Notary Public or person authorized
by law to administer an oath or
affirmation

The above Consent Order having been presented to the duly appointed agent of the Commissioner of Public Health and Addiction Services on the 18th day of November 1993, it is hereby accepted.

[Signature]
Stanley K. Peck, Director
Division of Medical Quality Assurance

The above Consent Order having been presented to the duly appointed agent of the Connecticut Board of Veterinary Medicine on the 8th day of December 1993, it is hereby ordered and accepted.

12 8 1993

[Signature]
Board of Veterinary Medicine



The University of the State of New York

IN THE MATTER

OF

ANDREW PAUL MANESIS
(Veterinarian)

ORIGINAL
VOTE AND ORDER
NO. 12784

Upon the application of ANDREW PAUL MANESIS, under Calendar No. 12784, which application is made a part hereof, and in accordance with the provisions of Title VIII of the Education Law, it was

VOTED (January 15, 1931: That the application of ANDREW PAUL MANESIS, respondent, for a consent order be granted; and that Deputy Commissioner Henry A. Fernandez be empowered to execute, for and on behalf of the Board of Regents, all orders necessary to carry out the terms of this vote;

and it is

ORDERED: That, pursuant to the above vote of the Board of Regents, said vote and the provisions thereof are hereby adopted and SO ORDERED, and it is further

ORDERED that this order shall take effect as of the date of the personal service of this order upon the respondent or five days after mailing by certified mail.

ANDREW PAUL MANESIS (1274)

IN WITNESS WHEREOF, I, Henry A. Fernandez, Deputy Commissioner, for and on behalf of the State Education Department and the Board of Regents, do hereto set my hand, at the City of Albany, this 15th day of January, 1993.



HENRY A. FERNANDEZ
DEPUTY COMMISSIONER

NEW YORK STATE EDUCATION DEPARTMENT
OFFICE OF PROFESSIONAL DISCIPLINE
STATE BOARD FOR VETERINARY MEDICINE

-----X

IN THE MATTER

of the

Disciplinary Proceeding

against

ANDREW PAUL MANESIS

APPLICATION FOR
CONSENT ORDER

CAL. NO. 12784

who is currently licensed to practice
as a veterinarian in the State of New York

-----X

STATE OF NEW YORK)

ss:

COUNTY OF NEW YORK)

ANDREW PAUL MANESIS, being duly sworn, deposes and says:

That on or about November 27, 1981 I was licensed to practice as a veterinarian in the State of New York, having been issued license No. 004655 by the New York State Education Department.

I am currently registered with the New York State Education Department to practice as a veterinarian in the State of New York from an address at: 40 Shadow Lane, New Canaan, Connecticut 06840.

That I have been charged with one (1) specification of professional misconduct, a copy of which is annexed hereto, made a part hereof, and marked as Exhibit "A".

I admit guilt to the aforesaid specification of professional misconduct, charging me with negligence on more than one occasion (failure to record physical findings and temperature on a patient record and failure to place identifying information on an x-ray).

ANDREW PAUL MANESIS

I hereby agree to the penalty that I receive a Censure and Reprimand and that I be fined fifteen hundred dollars (\$1,500.00), said fine to be paid by certified or bank cashier's check made payable to the order of the New York State Education Department, to be delivered to the Executive Director, New York State Education Department, Office of Professional Discipline, One Park Avenue, Sixth Floor, New York, New York 10016 within three (3) months after the effective date of the service of the Order to be issued in this matter.

I hereby make this application to the Board of Regents and request that it be granted.

I understand that in the event that the Board of Regents denies the application, nothing contained herein shall be binding upon me or construed to be an admission of any act of misconduct alleged or charged against me. Such application shall not be used against me in any way and shall be kept in strict confidence during the pendency of the disciplinary proceeding, and such denial by the Board of Regents shall be without prejudice to the continuance of the disciplinary proceeding and the final determination by the Board of Regents pursuant to the provisions of the Education Law.

I agree that in the event the Board of Regents grants my application, as set forth herein, an Order may be issued in accordance with the same.

ANDREW PAUL MANESIS

No promises of any kind were made to me. I am making this application of my own free will and accord and not under duress, compulsion, or restraint of any kind or manner.

Andrew P. Manesis
Respondent

Sworn to before me this

2 day of NOVEMBER, 1992

Harry Paul Manesis
NOTARY PUBLIC

HARRY PAUL MANESIS
Notary Public, State of New York
No. 31-4758048
Qualified in New York County
Commission Expires Sept. 30, 1993

1994

EXHIBIT "A"

ANDREW PAUL MANESIS

SPECIFICATION OF PROFESSIONAL MISCONDUCT

Respondent is charged with practicing the profession of veterinary medicine with negligence on more than one occasion within the purview and meaning of Section 6509(2) of the Education Law of the State of New York, in that:

Between January 24, 1991 and February 5, 1991, Respondent rendered treatment to "Heather", a cat owned by Frances Hidalgo.

a) Although records Respondent maintained concerning said cat indicate that on January 31, 1991 ~~ales~~ were heard upon auscultation and that on February 1, 1991 the cat was lethargic and had labored breathing, ~~neither~~ the cat's temperature nor physical findings were recorded for either date.

b) X-rays of Heather taken, or caused to be taken, by Respondent are not identified by date or owner's name, or Heather's name.

NEW YORK STATE EDUCATION DEPARTMENT
OFFICE OF PROFESSIONAL DISCIPLINE
STATE BOARD FOR VETERINARY MEDICINE

X

IN THE MATTER

of the

Disciplinary Proceeding

against

ANDREW PAUL MANESIS

APPLICATION FOR
CONSENT ORDER

CAL. NO. 12784

who is currently licensed to practice
as a veterinarian in the State of New York.

X

The undersigned agree to the above statement and to the
proposed penalty based on the terms and conditions thereof.

Dated: ~~November~~ 2, 1992

Andrew P. Manesis
Respondent

Dated: ~~November~~ 2, 1992

Harry Paul Manesis
Attorney for Respondent

Dated: 11/5/92, 1992

James Arnold
Member of the State Board
for Veterinary Medicine

Dated: ~~December~~ 9, 1992

Charles J. Adams
Executive Director
Office of Professional Discipline

The undersigned, a member of the Board of Regents who has been
designated by the Chairman of the Regents Committee on Professional
Practice to review this Application for a Consent Order, has
reviewed said Application and recommends to the Board of Regents
that the Application be granted.

Dated: 12/17/ 1992

Emily J. H. [Signature]
Member, Board of Regents

RJB:ap



The University of the State of New York

X-----X

IN THE MATTER

OF

ANDREW PAUL MAESIS

(VETERINARIAN)

X-----X

STATE OF NEW YORK)
COUNTY OF ALBANY) SS.:

Michael A. Kirdley being duly sworn, deposes and says:
I am over the age of twenty-one years and am an employee of the New York State Education Department, Office of Professional Discipline, Cultural Education Center, Empire State Plaza, Albany, New York 12230.

On the 15th day of JANUARY, 1993, I personally delivered to the Empire State Plaza Postal Office the Duplicate Original Vote of the Board of Commissioner of Education under Calendar No. 12784, and the Report of the Regents Review Committee or Application for Consent or Surrender, or Report of the designated Regent in a summary suspension proceeding as applicable, by Certified Mail - Return Receipt Requested to the respondent herein named at
Harry P. Manesis, Esq., 370
Seventh Avenue, New York, N.Y. 10001. Certified Mail Receipt No. F41159711.

The effective date of the Order being the 20th day of JANUARY, 1993.

Sworn to before me this
19th day of January, 1993

Anthony E. Signor
ANTHONY E. SIGNOR
Notary Public, State of New York
Qualified in Albany County
Commission Expires March 31, 1994 7/31/93



STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH AND ADDICTION SERVICES
BUREAU OF HEALTH SYSTEM REGULATION

Rec'd
9/21/94
JG

22 August 1994

Andrew Manesis, D.V.M.
3800 East Tremont Avenue
Bronx, NY 10465

Re: Consent Order
Petition No.: 930922-47-026
License No.: 002120
SSN: [REDACTED]
DOB: [REDACTED]

Dear Dr. Manesis:

I am writing to inform you that the terms of your Consent Order dated 8 December 1993 have been completed.

This letter serves to confirm that you have completed all stipulations of your Consent Order and that the terms of disciplinary action involving your fine (\$1,000.00) was received. Notice will be provided to our Licensure and Renewal Section to remove any restrictions from your license effective 1 August 1994.

Please do not hesitate to contact me at the number listed below if you have any questions.

Very truly yours,

Giovanni A. Di Paola

Giovanni A. Di Paola
Special Investigator
Public Health Hearing Office

9935Q/46
GAD/jd

cc: John Boccaccio, Chief, L & R
Joseph Gillen, Chief, APEX
File